IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTIETH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE B. SUDERSHAN REDDY

and
THE HON'BLE MR JUSTICE C.V.RAMULU

WRIT PETITION NO : 7278 of 2005

Between:

Shaik Jani Basha, S/o Shaik Masthan Valli,
R/o D.No. 16-2-705/51/C/1, New Malakpet, Hyderabad.

..... PETITIONER

AND

1. The Commissioner of Police, Cyberabad, Lakdikapool,

Hyderabad.

2 The Assistant Commissioner of Police, L.B. Nagar Police

Station, Cyberabad, Hyderabad.

3 The Station House Officer, Vanasthalipuram Police Station,
Cyberabad, Hyderabad.

4 N. Vidyasagar,
R/o H.No. 5-4-30, Kamalanagar, Vanasthalipuram,

Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue a Writ of Habeas Corpus or any other appropriate writ, order or direction directing the respondents to cause production of the detenu viz., Nakka Kavitha before this Hon'ble Court and record her statement and set her at liberty and pass such other order or orders as may deem fit and proper in the circumstances of the

case.

For the Petitioner: Mr.P.Govind Reddy, Advocate.

For Respondent Nos.1 to 3: The Advocate General.

For Respondent No. 4: V.V.N. Narayana Rao, Advocate.

The Court made the following:

ORDER: (per Sri B. Sudershan Reddy, J)

The alleged detenu Nakka Kavitha is produced before us pursuant to the directions of this Court dated 13-04-2005. The police had complied with the directions of this Court and they have no further say in the matter.

We have examined the alleged detenu Kavitha in detail in our chambers. She stated before us that the 4th respondent did not detain her in any illegal manner whatsoever as alleged in the affidavit filed in support of the writ petition. She went voluntarily to see her parents and stayed with the 4th respondent and in fact was moving freely in search of a job for herself. Therefore, the question of any illegal detention by the 4th respondent as such does not arise.

On production, the petitioner is set at liberty. It is for her to decide as to whether she would join the petitioner or go back to her parents. Since no case of any illegal detention as such is made out, we are not inclined to issue any further directions in the matter. We leave it to the alleged detenu Kavitha to take her own decision in the matter.

The Writ Petition is accordingly closed.

(B. Sudershan Reddy, J)

20-04-2005

(C.V. Ramulu, J)

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To

1. The Commissioner of Police, Cyberabad, Lakdikapool,

Hyderabad.

2 The Assistant Commissioner of Police, L.B. Nagar Police

Station, Cyberabad, Hyderabad.

3 The Station House Officer, Vanasthalipuram Police Station,
Cyberabad, Hyderabad.

4. Two CCs to the Advocate General, High Court of Andhra Pradesh,
Hyderabad (OUT).

5. Two CD copies.